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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 1671-0160

Application of: Maroney et al.

Group Art Unit: 3738

Serial No. 09/904,752

Examiner: To be assigned

Filed: July 13, 2001

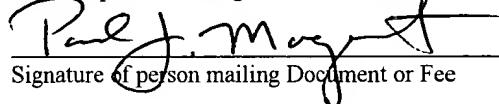
For: **Device and Method for Positioning an Eccentric Humeral Head of a Humerus Prosthesis for a Shoulder Arthroplasty**

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION - Filing Date Granted**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:
Assistant Commissioner of Patents,
Washington, D.C. 20231 on September 17, 2001
(Date of Deposit)

Paul J. Maginot

Name of person mailing Document or Fee



Signature of person mailing Document or Fee

September 17, 2001

Date of Signature

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application — Filing Date Granted dated August 28, 2001, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

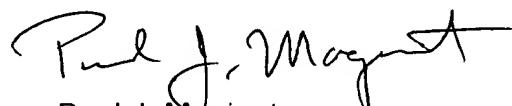
1. Copy of the Notice to File Missing Parts of Nonprovisional Application;
2. Three (3) Executed Declarations and Powers of Attorney for Patent Application Forms;
3. Return Postcard; and
4. Check for \$130.00 to cover the late filing fee (37 C.F.R. § 1.16(e)).

Assistant Commissioner of Patents
September 17, 2001
Page 2 of 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency or credit any overpayment, to our Deposit Account No. 13-0014. If extensions of time under 37 C.F.R. § 1.136 are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned for, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 13-0014.

Respectfully submitted,

September 17, 2001
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/904,752	07/13/2001	Brian Maroney	1671-0160

CONFIRMATION NO. 3343
FORMALITIES LETTER



OC00000006483817

Paul J. Maginot
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 Indianapolis, IN 46204-5115

Date Mailed: 08/28/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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